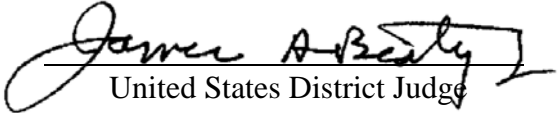


IT IS FURTHER ORDERED that Petitioner's motion to compel [Pleading No. 8] be **DENIED** for lack of good cause.

A judgment dismissing this action will be entered contemporaneously with this Order. Finding no substantial issue for appeal concerning the denial of a constitutional right affecting the conviction, nor a debatable procedural ruling, a certificate of appealability is not issued.


United States District Judge

Date: September 29, 2005